## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL ACTION

:

v. : NO. 07-762-1

:

MIGUEL DOMINGUEZ

## **ORDER**

AND NOW, this 19<sup>th</sup> day of September 2023, upon considering Defendant's Motion to lift the stay (ECF No. 137), Defendant's habeas Petition under 28 U.S.C. § 2255 (ECF No. 119), and for reasons in today's accompanying Memorandum, it is **ORDERED**:

- 1. Defendant's Motion to lift the stay (ECF No. 137) is **GRANTED**;
- 2. We vacate our March 12, 2021 Order (ECF No. 130);
- 3. Defendant's Petition (ECF No. 119) is **DENIED**;
- 4. We **DENY** a certificate of appealability; and,
- 5. The Clerk of Court shall **close** this case.

KEARNEY, J.

<sup>&</sup>lt;sup>1</sup> See 28 U.S.C. § 2253(c)(2); Slack v. McDaniel, 529 U.S. 473, 484 (2000).